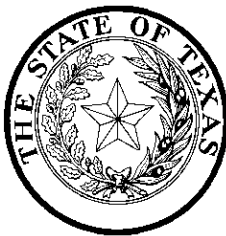


Texas Commission on Environmental Quality



Permit for Municipal
Solid Waste (MSW) Management Site
Issued under provisions of Texas
Health & Safety Code
Chapter 361

MSW Permit No.: 2381

Name of Site Operator/Permittee: L&G Environmental, LLC

Property Owner: Valgene and Linda Horak

Facility Name: L&G Environmental, LLC

Facility Address: 2325 Highway 105
Brenham, Texas 77883

Classification of Site: Type V

The permittee is authorized to store and process wastes and to recycle recovered materials in accordance with the limitations, requirements, and other conditions set forth herein. This permit is granted subject to the rules and Orders of the Commission and laws of the State of Texas. Nothing in this permit exempts the permittee from compliance with other applicable rules and regulations of the Texas Commission on Environmental Quality. This permit will be valid until canceled, amended, or revoked by the Commission.

Approved, Issued and Effective in accordance with Title 30 Texas Administrative Code (30 TAC) Chapter 330.

Issued Date: June 17, 2013


For the Commission

L&G Environmental, LLC
MSW Permit No. 2381
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I. Size and Location of Facility

- A. This Type V facility is located at 2325 State Highway 105, in Brenham, Washington County, Texas 77833. The facility contains 1.55 acres.
- B. The legal description is contained in Appendix B-4 of the application.
- C. Coordinates and Elevation of Site Permanent Benchmark:
 - Latitude: 30° 11' 06" N
 - Longitude: 96° 22' 39" W
 - Benchmark Elevation: 239.96 feet above Mean Sea Level

II. Facilities and Operations Authorized

- A. Days and Hours of Operation

The operating hours of this municipal solid waste facility will be 7:00 AM to 7:00 PM Monday through Friday, and 7:00 AM to 2:00 PM Saturday and Sunday. The waste acceptance hours of the facility shall be anytime between the hours of 8:00 AM and 5:00 PM Monday through Friday, and 7:30 AM to 12:30 PM Saturday and Sunday. The operator shall post the actual operating hours and days on the site sign.
- B. Wastes Authorized at this Facility

The permittee is authorized to store and process septage and grease trap waste.
- C. Wastes Prohibited at This Facility

Any other liquid waste or solid waste from another municipal or industrial source.
- D. Waste Acceptance Rate

Septage and grease trap waste may be accepted for storage and processing at this facility at a rate of up to 105,000 gallons per day.
- E. Maximum Volume Available for Storage

Total available liquid waste storage capacity of this facility is two 30-cubic yard dewatering boxes and four 21,000 gallon above ground storage tanks for a total of 96,117 gallons with a maximum storage limit of 72 hours for untreated waste materials and processed waste materials.
- F. Facilities Authorized

The permittee is authorized to operate two 30-cubic yard dewatering boxes and four 21,000 gallon above ground storage tanks related to the processing and storage of the wastes authorized, and related to the recycling of the recovered materials, which shall include units, structures, appurtenances, or improvements as described in the permit application.

G. Changes, Additions, or Expansions

Any proposed facility changes must be authorized in accordance with TCEQ rules in 30 TAC Chapter 330 (Municipal Solid Waste) and 30 TAC Chapter 305 (Consolidated Permits).

III. Facility Design, Construction, and Operation

- A. Facility design, construction, and operation must comply with this permit, Commission Rules, including 30 TAC §§330.71, 330.73, 330.201-330.249, and Special Provisions contained in this permit and the permit application.
- B. The entire waste management facility shall be designed, constructed, operated, and maintained to prevent the release and migration of any waste, contaminant, or pollutant, and to prevent inundation or discharge from the areas surrounding the facility components. This site must be designed, constructed and maintained to collect spills and incidental precipitation in such a manner as to:
 - 1. preclude the release of any contaminated runoff or spills; and
 - 2. prevent washout of any waste by a 25-year rainfall event.
- C. The site shall be designed and operated so as not to cause a violation of:
 - 1. the requirements of the Texas Water Code, §26.121;
 - 2. any requirements of the Federal Clean Water Act, including, but not limited to, the National Pollutant Discharge Elimination System (NPDES) requirements, §402 as amended; and the Texas Pollutant Discharge Elimination System (TPDES), as amended;
 - 3. the requirements under the Federal Clean Water Act, §404, as amended; and
 - 4. any requirement of an area wide or statewide water quality management plan that has been approved under the Federal Clean Water Act, §208 or §319, as amended.
- D. All facility employees and other persons involved in facility operations shall be qualified, trained, and experienced to perform their duties so as to achieve compliance with this permit. The permittee shall further ensure that personnel are familiar with safety procedures, contingency plans, the requirements of the

Commission's rules, and this permit, commensurate with their levels and positions of authority.

IV. Financial Assurance

- A. General. Authorization to operate the facility is contingent upon compliance with provisions contained in this permit and maintenance of financial assurance in accordance with 30 TAC Chapter 330 Subchapter K and 30 TAC Chapter 37 Subchapter R.
- B. Closure Financial Assurance. The amount of financial assurance posted for closure shall be provided annually in current dollars in an amount equal to closing the entire facility pursuant to 30 TAC §330.505(a). The owner or operator shall annually adjust the closure cost estimate and the dollar amount of the financial assurance for inflation within 60 days prior to the anniversary date of the permit pursuant to 30 TAC §330.505.
- C. Closure Financial Assurance Amount. Within 60 days after the date of permit issuance or prior to the initial receipt of waste, the permittee shall provide financial assurance instrument(s) for demonstration of closure in an amount equal to but not less than \$46,250 for closure in 2012 dollars. The amount of financial assurance to be posted annually shall be determined as described in Section IV.B. of this permit.
- D. Closure Plan Modifications. If the facility's closure plan is modified, the permittee shall provide new cost estimates in current dollars, which meet the requirements 30 TAC Chapter 37 Subchapter R and 30 TAC Chapter 330, Subchapter L. Modifications shall be made pursuant to 30 TAC §305.70. The amount of the financial assurance mechanism shall be adjusted within 20 days after the modification is approved. Adjustments to the cost estimates or financial assurance instrument to comply with any financial assurance regulation that is adopted by the TCEQ subsequent to the issuance of this permit shall be initiated as a modification within 30 days after the effective date of the new regulation.

V. Facility Closure

Closure shall commence:

- A. Upon direction by the Executive Director of the TCEQ for failure to comply with the terms and conditions of this permit or violation of state or federal regulations.

The Executive Director is authorized to issue emergency orders to the permittee in accordance with §§5.501 and 5.512 of the Texas Water Code regarding this matter after considering whether an emergency requiring immediate action to protect the public health and safety exists;
- B. Upon abandonment of the site;

- C. Upon direction of the Executive Director for failure to secure and maintain adequate financial assurance as required; or
- D. Upon permittee's notification to the TCEQ that the facility will no longer operate.

VI. Standard Permit Conditions

- A. This permit is based on and the site owner or operator shall follow the permit application submittals dated March 1, 2012 and revised March 27, 2012, October 26, 2012, and February 15, 2013. These application submittals are hereby approved subject to the terms of this permit, the rules and regulations, and any orders of the TCEQ. These application materials are incorporated into this permit by reference in Attachment A as if fully set out herein. Any and all revisions to these submittals shall become conditions of this permit upon the date of approval by the Commission. The permittee shall maintain the application and all supporting documentation at the facility and make them available for inspection by TCEQ personnel.
- B. Attachment B, consisting of amendments, modifications, and corrections to this permit, is hereby made a part of this permit.
- C. The permittee shall comply with all conditions of this permit. Failure to comply with any condition may constitute a violation of the permit, the rules of the Commission, and the Texas Solid Waste Disposal Act and is grounds for an enforcement action, revocation, or suspension.
- D. Inspection and entry onto the site by authorized personnel shall be allowed during the site operating life.
- E. The provisions of this permit are severable. If any permit provision or the application of any permit provision to any circumstance is held invalid, the remainder of this permit shall not be affected.
- F. Regardless of the specific designs contained in the permit application, the permittee shall be required to meet all performance standards in the permit, the application, or as required by local, state, and federal laws.
- G. If differences arise between the rules, regulations, and permit provisions and the incorporated application materials, then the rules, regulations, and permit provisions shall prevail.
- H. The permittee shall comply with the requirements of the air permit exemption in 30 TAC §106.534, if applicable, and the applicable requirements of 30 TAC chapters 106 and 116.

VII. Incorporated Regulatory Requirements

- A. The permittee shall comply with all applicable federal, state, and local regulations and shall obtain any and all other required permits prior to the beginning of any operation authorized by this permit.
- B. To the extent applicable to the activities authorized by this permit, the requirements of 30 TAC Chapters 37, 281, 305, and 330, and future revisions are adopted by reference and are hereby made provisions and conditions of this permit.

VIII. Special Permit Provisions

None.

IX. Attachment A

The Permit Application.

X. Attachment B

Amendments, Modifications, and Corrections to MSW Permit No. 2381.